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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/096,560	06/12/1998	RAYMOND WALDEN BENNETT III	A00424(AMT-9	1956
7	590 09/16/2002			
Law Office of Dale B Halling 24 S Weber St SUITE 311 COLORADO SPRINGS, CO 80903			EXAMINER	
			CUMMING, WILLIAM D	
COLORADO	SPRINGS, CO 80903		ART UNIT	PAPER NUMBER
			2684	. <u></u> -
			DATE MAILED: 09/16/2002	

Please find below and/or attached an Office communication concerning this application or proceeding.

PTO-90C (Rev. 07-01)

	Application No.	Applicant(s)				
Notice of Abandonment	09/096,560	BENNETT ET AL.				
Notice of Abandonment	Examiner	Art Unit				
	WILLIAM D. CUMMING	2684				
The MAILING DATE of this communication app	ears on the cover sheet with the c	orrespondence address				
This application is abandoned in view of:						
 Applicant's failure to timely file a proper reply to the Office (a) A reply was received on (with a Certificate of N period for reply (including a total extension of time of (b) A proposed reply was received on, but it does 	Mailing or Transmission dated month(s)) which expired on	·				
(A proper reply under 37 CFR 1.113 to a final rejection application in condition for allowance; (2) a timely filed Continued Examination (RCE) in compliance with 37 (Notice of Appeal (with appeal fee);					
(c) ☐ A reply was received on but it does not constitutional rejection. See 37 CFR 1.85(a) and 1.111. (See		mpt at a proper reply, to the non-				
(d) 🛮 No reply has been received.						
 Applicant's failure to timely pay the required issue fee and from the mailing date of the Notice of Allowance (PTOL-8 (a) The issue fee and publication fee, if applicable, was), which is after the expiration of the statutory per Allowance (PTOL-85). 	5). received on (with a Certifica	ate of Mailing or Transmission dated				
(b) ☐ The submitted fee of \$ is insufficient. A balance	e of \$ is due.					
The issue fee required by 37 CFR 1.18 is \$ 1		CFR 1.18(d), is \$				
(c) The issue fee and publication fee, if applicable, has no		· · · · · · · · · · · · · · · · · · ·				
Applicant's failure to timely file corrected drawings as requ Allowability (PTO-37). (a) Proposed corrected drawings were received on						
after the expiration of the period for reply.	(a) Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply.					
(b) No corrected drawings have been received.						
 The letter of express abandonment which is signed by the the applicants. 	e attorney or agent of record, the assi	gnee of the entire interest, or all of				
 The letter of express abandonment which is signed by an 1.34(a)) upon the filing of a continuing application. 	attorney or agent (acting in a represe	entative capacity under 37 CFR				
 The decision by the Board of Patent Appeals and Interference of the decision has expired and there are no allowed claim 		e the period for seeking court review				
7. ☑ The reason(s) below:						
Note PTO-461.						
Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdra	w the holding of abandonment under 37 G	WILLIAM D. CUMMING Primary Examiner Art Unit: 2684				
ninimize any negative effects on patent term.	w are nothing of abandoniment under 37 C	or it it is shown a be proimpily filed to				

	Application No.	Applicant(s)				
Communication Re: Appeal	09/096,560	BENNETT ET AL.				
7.7	Examiner	Art Unit				
	WILLIAM D. CUMMING	2684				
The MAILING DATE of this communication appears on the cover sheet with the correspondence address						
1. The Notice of Appeal filed on is not acceptable because:						
(a) it was not timely filed.						
(b) the statutory fee for filing the appeal was not submitted. See 37 CFR 1.17(b).						
(c) the appeal fee received on was not timely filed.						
(d) the submitted fee of \$ is insufficient. The appeal fee required by 37 CFR 1.17(b) is \$						
(e) the appeal is not in compliance with 37 CFR 1.191 in that there is no record of a second or a final rejection in this application.						
(f) a Notice of Allowability, PTO-37, was mailed by the Office on						
2. The appeal brief filed on is NOT acceptable for the reason(s) indicated below:						
(a) the brief and/or brief fee is untimely. See 37 CFR 1.192.						
(b) the statutory fee for filing the brief has not been submitted. See 37 CFR 1.17(c).						
(c) the submitted brief fee of \$ is insufficient. The brief fee required by 37 CFR 1.17(c) is \$						
The appeal in this application will be dismissed unl brief and requisite fee. Extensions of time may be	less corrective action is taken obtained under 37 CFR 1.136	ı to timely submit the (a).				
3. The appeal in this application is DISMISSED becau	Jse:					
(a) the statutory fee for filing the brief as required under 37 CFR 1.17(c) was not timely submitted and the period for obtaining an extension of time to file the brief under 37 CFR 1.136 has expired.						
(b) the brief was not timely filed and the period for obtaining an extension of time to file the brief under 37 CFR 1.136 has expired.						
(c) Request for Continued Examination (RCE) under 37 CFR 1.114 was filed on						
(d)						
4. 🗷 Because of the dismissal of the appeal, this applica	ation:					
(a) 🔯 is abandoned because there are no allowed o						
 (b) is before the examiner for final disposition becomes on the merits remains CLOSED. 	cause it contains allowed claims	s. Prosecution				
(c) is before the examiner for consideration of the to 37 CFR 1.114.	Mill	10-17				
	WILLIAM Primary E					